

**SUPREME COURT MINUTES  
TUESDAY, MAY 20, 2008  
SAN FRANCISCO, CALIFORNIA**

**S162165**      C054408 Third Appellate District      **PEOPLE v. FLEMING  
(ALBERT)**

The time for granting or denying review in the above-entitled matter is hereby extended to June 26, 2008.

**S162175**      F052304 Fifth Appellate District      **PEOPLE v. CARRILLO  
(EDDIE)**

The time for granting or denying review in the above-entitled matter is hereby extended to June 26, 2008.

**S162215**      C052536 Third Appellate District      **PEOPLE v. ELLIOTT (DAVID  
ARTHUR)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 1, 2008.

**S162244**      B206176 Second Appellate District, Div. 3      **JOHNSON (RUSSELL) ON  
H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to June 30, 2008.

**S162284**      A120659 First Appellate District, Div. 4      **PEOPLE v. ERDE (BARRY  
DAVID)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 3, 2008.

**S162365**      A115946 First Appellate District, Div. 4      **W. (DENNIS), IN RE**

The time for granting or denying review in the above-entitled matter is hereby extended to July 3, 2008.

**S162375**      D050150 Fourth Appellate District, Div. 1      **PEOPLE v. PAREDES  
(FELIPE DEJESUS)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 3, 2008.

**S162434**      B190427 Second Appellate District, Div. 3      **TICCONI (AUGUSTO) v.  
BLUE SHIELD OF  
CALIFORNIA LIFE &  
HEALTH INSURANCE  
COMPANY**

The time for granting or denying review in the above-entitled matter is hereby extended to July 7, 2008.

**S162444**      B195072 Second Appellate District, Div. 6      **COOPER (HENRY & JAN  
DEE GIGI), MARRIAGE OF**

The time for granting or denying review in the above-entitled matter is hereby extended to July 7, 2008.

**S162524**      G039122 Fourth Appellate District, Div. 3      **MORENO (SIXTO) v. S.C.  
(PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 7, 2008.

**S162534**      G037827 Fourth Appellate District, Div. 3      **PEOPLE v. MARTIN  
(ROBERT NORMAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 8, 2008.

**S162545**      E040156/E040157 Fourth Appellate District, Div. 2      **PEOPLE v. MCKINNON  
(RONALD FRANK)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 9, 2008.

**S162645** G038196 Fourth Appellate District, Div. 3**PEOPLE v. CAMARENA  
(MICHAEL)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 10, 2008.

**S078664****PEOPLE v. AVILA (JOSEPH)**

Extension of time granted

Good cause appearing, and based upon counsel Christine J. Levin's representation that she anticipates filing the appellant's reply brief by June 10, 2008, counsel's request for an extension of time in which to file that brief is granted to June 10, 2008. After that date, no further extension is contemplated.

**S097668****PEOPLE v. SHERMANTINE,  
JR., (WESLEY HOWARD)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to July 22, 2008.

**S099231****BOLDEN (CLIFFORD  
STANLEY) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Frances Marie Dogan's representation that she anticipates filing the exceptions to referee's report and brief on the merits by June 13, 2008, counsel's request for an extension of time in which to file that brief is granted to June 13, 2008. After that date, no further extension is contemplated.

**S121365****SNOW (PRENTICE JUAN) ON  
H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Ellen Birnbaum Kehr's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by November 1, 2008, counsel's request for an extension of time in which to file that document is granted to July 14, 2008. After that date, only two further extensions totaling about 110 additional days are contemplated.

**S162260****BURTON (ANDRE) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Chung L. Mar's representation that he anticipates filing the informal response to the petition for writ of habeas corpus by June 18, 2008, counsel's request for an extension of time in which to file that document is granted to June 18, 2008. After that date, no further extension is contemplated.

**S043187****PEOPLE v. RIGGS (BILLY RAY)**

Order filed

The appellant's request for judicial notice, filed on January 28, 2005, is granted.

**S161892****OGG ON DISCIPLINE**

Recommended discipline imposed: disbarred

It is hereby ordered that WILSON REID OGG, State Bar No. 26145, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 9.20 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* It is further ordered that respondent make restitution to Gordon, Charles and Albert DeMello jointly in the amount of \$30,192.68 plus 10 percent interest per annum from December 27, 2005 (or to the Client Security Fund to the extent of any payment from the fund to Gordon, Charles or Albert DeMello, plus interest and costs, in accordance with Business and Professions Code section 6140.5) within 30 days following the effective date of this order or within 30 days following the Client Security Fund payment, whichever is later (Rules Proc. of State Bar, rule 291). Any restitution to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d). Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

\*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S161893****SIERRALTA ON DISCIPLINE**

Recommended discipline imposed

It is ordered that RAYMOND PHILLIP SIERRALTA, State Bar No. 134335, be suspended from the practice of law for 18 months, that execution of the suspension be stayed, and that he be placed on probation for three years subject to the conditions of probation, including 90 days actual suspension, recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on January 22, 2008. It is also ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this

order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 9.20 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.\* It is ordered that costs be awarded to the State Bar in accordance with Business and Professions Code section 6086.10, and be payable in equal installments prior to February 1 with membership fees for the next two billing cycles following the effective date of this order. It is further ordered that if respondent fails to pay any installment within the time provided herein or as may be modified by the State Bar Court pursuant to section 6086.10, subdivision (c), the remaining balance of the costs is due and enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

\*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S161894****WOOD ON DISCIPLINE**

Recommended discipline imposed

It is ordered that PATRICK JOSEPH WOOD, State Bar No. 191403, be suspended from the practice of law for two years, that execution of the suspension be stayed, and that he be actually suspended from the practice of law for one year and until he makes restitution to Isabel Rodriguez in the amount of \$8,000 plus 10 percent interest per annum from September 18, 2006, (or to the Client Security Fund to the extent of any payment from the fund to Isabel Rodriguez, plus interest and costs, in accordance with Business and Professions Code section 6140.5), and furnishes satisfactory proof thereof to the State Bar's Office of Probation in Los Angeles, as recommended by the Hearing Department of the State Bar Court in its decision filed December 19, 2007, and until the State Bar Court grants a motion to terminate his actual suspension pursuant to rule 205 of the Rules of Procedure of the State Bar of California. Any restitution to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d). Respondent is also ordered to comply with the conditions of probation, if any, hereinafter imposed by the State Bar Court as a condition for terminating his actual suspension. If respondent is actually suspended for two years or more, he must remain actually suspended until he provides proof to the satisfaction of the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. It is further ordered that respondent take and pass the Multistate Professional Responsibility Examination during the period of his actual suspension. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 9.20 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

\*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S161895****MASENGA ON DISCIPLINE**

Recommended discipline imposed

It is ordered that ROBERT VICTOR MASENGA, State Bar No. 62020, be suspended from the practice of law for two years, that execution of the suspension be stayed, and that he be placed on probation for five years subject to the conditions of probation, including 90 days actual suspension and until he makes restitution to Barry Deziel in the amount of \$500 plus 10 percent interest per annum from January 1, 2002; to Bette Deziel in the amount of \$975 plus 10 percent interest per annum from February 1, 2003; and to Julius Szabo in the amount of \$2,550 plus 10 percent interest per annum from January 1, 2002, (or to the Client Security Fund to the extent of any payment from the fund to Barry Deziel, Bette Deziel or Julius Szabo plus interest and costs, in accordance with Business and Professions Code section 6140.5), and furnishes satisfactory proof thereof to the State Bar's Office of Probation in Los Angeles, as recommended by the Hearing Department of the State Bar Court in its decision filed on January 31, 2008. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d). If respondent is actually suspended for two years or more, he must remain actually suspended until he provides proof to the satisfaction of the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. It is further ordered that respondent take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period of his actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that respondent comply with rule 9.20 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

\*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S163663****GELEGAN ON  
RESIGNATION**

Resignation declined

This court having received and considered the voluntary resignation of TIMOTHY RAYMOND GELEGAN, State Bar No. 100773, as a member of the State Bar of California, declines to accept the resignation. (Cal. Rules of Court, rule 9.21(d).)